

FILED  
U.S. DISTRICT COURT  
DISTRICT OF NEBRASKA

2007 MAR 28 PM 3: 36

OFFICE OF THE CLERK

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA  
LINCOLN DIVISION

GEORGE BROTHERS PROPANE AND  
FERTILIZER CORPORATION, A  
Nebraska Corporation,

Plaintiff,

v.

MENNONITE MUTUAL AID  
INSURANCE COMPANY AND NAOMI  
CORNELIUS, PERSONAL  
REPRESENTATIVE of the ESTATE OF  
ROBERT A. PENNER, DECEASED,

Defendants,

No. 4:07-cv-03053-RGK-DLP

**ORDER**

-----  
MMA INSURANCE COMPANY,

Defendant/Cross-Claimant,

v.

THE ESTATE OF ROBERT A. PENNER, SR.,  
(DECEASED) and NAOMI CORNELIUS, as  
PERSONAL REPRESENTATIVE of the  
ESTATE OF ROBERT A. PENNER,  
DECEASED,

Defendants/Cross-Claim Defendants

Pursuant to Federal Rules of Civil Procedure 7(b)(1) and 26(c)(7) and  
Local Rule 7.1, the above-entitled matter came on before this Court on the motion of  
Defendant/Cross-Claimant MMA Insurance Company ("MMA") incorrectly identified

in Plaintiff George Brothers Propane and Fertilizer Corporation's ("George Brothers") Complaint and Amended Complaint as "Mennonite Mutual Aid Insurance Company") for a Protective Order preserving the confidentiality of protected health information of Robert A. Penner, Sr. (Deceased) ("Penner").


Based upon all the files, records and proceedings herein,

**IT IS HEREBY ORDERED** that Defendant/Cross-claimant MMA's Motion for Entry of Protective Order (1) prohibiting the parties from using or disclosing Mr. Penner's protected health information for any purpose other than the litigation; (2) requiring the parties to destroy documents containing Mr. Penner's protected health information, and any copies made thereof, is GRANTED.

**BY THE COURT:**

Dated: \_\_\_\_\_

3/28/07

  
The Honorable \_\_\_\_\_  
U.S. District Court Judge  
*Magistrate*